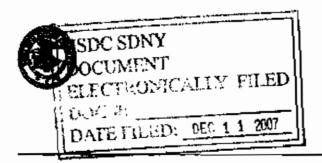
5 Filed 12/11/2007

Page 1 of 1



## U.S. Department of Justice

United States Attorney
Southern District of New York

The Silvia J. Molla Building One Saint Andrew's Plaza New York, New York 10007

December 9, 2007

By Facsimile - 212-805-6737

The Honorable George B. Daniels United States District Judge Southern District of New York 500 Pearl Street New York, New York 10007 SO ORDERED

Glarge B Donal-HON. GEORGE B. DANIELS

Re: United States v. Rudy Rodriguez, et al., 07 Cr. 1107 (GBD)

Dear Judge Daniels:

The Grand Jury returned an Indictment in this case on Wednesday, December 5, 2007, and it was wheeled out to Your Honor that day. I enclose a copy of the Indictment for Your Honor's files. Your Honor has referred this matter to Magistrate's Court for arraignment and Speedy Trial Act purposes. Because of scheduling issues for the parties, the defendants will not be arraigned until Thursday, December 13, 2007, at the carliest. Accordingly, the parties request that time be excluded under the Speedy Trial Act between now and December 13, 2007. This will also allow the Government to begin gathering discovery in anticipation of production to the defendants.

Respectfully submitted,

MICHAEL J. GARCIA United States Attorney

By:

Christopher L. LaVigne Assistant U.S. Attorney (212) 637-2325

cc: George Goltzer, Esq. Roy Kulschar, Esq.